

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

BACKWARD CLASSES WELFARE DEPARTMENT – Payment of legal fee and other incidental expenses to the Senior Counsels for having defended Government in the SLPs filed before the Supreme Court of India, New Delhi against the Judgment of Hon'ble High Court of A.P. dated 8.2.2010, in W.P.No.15267/2007 and batch cases, quashing the orders issued providing 4% reservation to Socially and Educationally Backward Classes of Muslims - Orders – Issued.

BACKWARD CLASSES WELFARE (C2) DEPARTMENT

G.O.Rt.No. 359

Dated:1-10-2010.

Read the following:

- 1.From Sri A.Subba Rao, Advocate, Supreme Court of India, New Delhi, Bills, dated 11.8.2010.
- 2.From Sri K.Parasaran, Senior Advocate, Supreme Court of India, New Delhi, Memo.No.17/2010-11, dated 11.8.2010.
- 3.From Sri G.E.Vahanvati, Attorney General for India, New Delhi, Memo.No.GEV/AG/184/2010, dated 11.8.2010.
- 4.From Sri Mihir Chatarjee, Advocate, Supreme Court of India, New Delhi. Memo.No.MC/AP/1/2010, dated 11.8.2010.
5. G.O.Rt.No.339, BCW(C2) Department, dated 17.9.2010.
6. From the Vice-Chairman & Managing Director, APBCCFC Ltd., Hyd. Letter.No.3399/B/2008, dated 26.4.2010.
- 7.G.O.Rt.No.3984, Finance (Exp.SW) Dept., dated 07.09.2010.
- 8.G.O.Ms.No.24, Backward Classes Welfare (C2) Department, dated 14.9.2010.

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ORDER :

In the reference 1st to 4th read above, Sri A.Subba Rao, Advocate, Supreme Court of India, New Delhi, Sri K.Parasaran, Senior Advocate, Supreme Court of India, New Delhi, Sri G.E.Vahanvati, Attorney General for India, New Delhi and Sri Mihir Chatarjee, Advocate, Supreme Court of India, New Delhi have submitted bills towards payment of fee for having appeared before the Supreme Court of India in the SLPs filed by the Government, against the Judgment of Hon'ble High Court of A.P. dated 8.2.2010, in W.P.No.15267/2007 and batch W.Ps quashing the orders of the Government providing 4% reservation to Socially and Educationally Backward Classes of Muslims.

2. In the reference 6th read above, the Vice-Chairman and Managing Director, A.P.Backward Classes Cooperative Finance Corporation Limited, Hyderabad has furnished a detailed statement duly indicating the amount incurred by the B.C.Corporation, Hyderabad towards travelling of Senior Advocates from Hyderabad to Delhi and back for their official visit on the Muslim Reservation issue.

3. In the G.O. 7th read above, the Government in Finance Department have issued Budget Release order to B.C.Welfare Department for an amount of Rs.3,00,00,000/- (Rupees Three crores only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2010-2011.

4. In the reference 8th read above, Government have accorded administrative sanction for an amount of Rs.3,00,00,000/- (Rupees Three crores only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2010-2011.

(P.T.O)

5. Sri A.Subbarao, Advocate in his letter, dated 11.8.2010 has furnished bills for drafting the Special Leave Petition, conferences with the Attorney General of India, Sri K.Parasaran, Senior Advocate, Sri P.S.Krishnan, IAS., (Retd), S.S.Prasad and Mrs.C.K.Sucharita, Advocate-on-Record, for appearance before the supreme Court on 11.8.2010 and requested to pay fee for the following dates:-

Date	Purpose	Amount claimed (Rs.)
4 th ,5 th , and 6 th June, 2010	Fee for Conference with Sri P.S.Krishnan, IAS., (Retd) and Sri K.Parasaran, Sr. Advocate at Chennai.(3 days @ Rs.20,000/- per day)	60,000/-
6.8.2010 and 7.8.2010	Fee for drafting of SPL on behalf of A.P.Commission for B.Cs. and Conference with Sri P.S.Krishnan, IAS., (Retd) Advisor to Govt. of A.P. BCW Dept. at his residence at Guargoan from 11.00 A.M. to 5.00 P.M. (2 days - @ Rs.50,000/- per day)	1,00,000/-
8.8.2010, 9.8.2010 & 10.8.2010	Conference with Sri P.S.Krishnan, IAS., (Retd) Advisor to Govt. of A.P. BCW Dept. Sri S.S.Prasad, Sr. Advocate, Mrs.C.K.Sucharita, Advocate at A.P.Bhavan from 11.00 a.m. to 1.30 p.m. (3 days - @ Rs.50,000/- per day)	1,50,000/-
11.8.2010	Fee for Conference with Sri G.E.Vahanavati, Attorney General for India on from 9.00 a.m. to 10 a.m.	20,000/-
11.8.2010	Fees for appearance before the Supreme Court of India.	50,000/-
	Clerkage at 10% of Advocate Fee	38,000/-
3.6.2010 & 6.6.2010	Air fare (executive class) from Delhi to Chennai on 3.6.2010 and from Chennai to Delhi on 6.6.2010 in connection with conference with Sri K.Parasaran, Sr. Advocate at Chennai	63,590/-
	Total:	4,81,590/-

6. Sri K.Parasaran, Senior Advovate, Supreme Court of India, New Delhi in his letter dated 11.8.2010 has furnished bills towards C.A. No.2628-2637 of 2010 arising out of SLP No.7388-97/2010 against the Full Bench Decision on Muslim reservation in A.P. and requested to pay fee for the following dates:-

Date	Purpose	Amount claimed (Rs.)
4.6.2010 5.6.2010 6.6.2010	1.Fee charged for conferences on 4.6.2010 8.30 AM to 11.30 AM (3 hours), 5.6.2010 8.30 AM to 11.30 AM, and on 6.6.2010 8.30 AM to 11.30 AM (Total 9 hours) @ Rs.1,00,000/	9,00,000/-
	2.Clerkage @ 10%	90,000/-
	Total:	9,90,000/-

7. Sri G.E.Vahanvati, Attorney General for India, New Delhi in his letter dated 11.8.2010 has furnished his bills for conference and for appearances before the Supreme Court against the Full Bench Decision on Muslim reservation in A.P. and requested to pay fee for the following dates:-

Date	Purpose	Amount claimed (Rs.)
11.8.2010	1. Fee for conferences held (2 hours) 2. Fee for appearance before the Court on 11.8.2010 on behalf of the Petitioners in the above matter 3. Clerkage @ 10%	1,20,000/- 5,00,000/- 62,000/- ----- 6,82,000/-
	Total:	

8. Sri Mihir Chatterjee, Advocate, New Delhi in his letter dated 11.8.2010 has furnished his bills for appearances before the Supreme Court in SLP (Civil) No.7388-7397/2010 and requested to pay fee for the following dates:-

Date	Purpose	Amount claimed (Rs.)
11.8.2010	Fee for appearance before the Court on 11.8.2010 on behalf of the Petitioners in the above matter	25,000/- ----- Total: 25,000/-
	Total:	

9. Government has sanctioned legal fee for an amount of Rs.1,80,000/- to (Mrs) D.Bharathi Reddy, Advocate-on-Record for the state of A.P. for having attended the heavy and voluminous work in C.A.No.2628-2637/2010 in W.P.No.15267/2010 vide G.O.Rt.No.339, BCW(C2) Department, dated 17.9.2010.

Date	Purpose	Amount claimed. (Rs.)
11.3. 2010, 22.3.2010 & 25.3.2010	Fee towards appearances with Attorney General, K.Parasaran, Sr. Advocate at Rs.50,000/- per hearing including conferences.	Rs.1,50,000/- (Rs.50,000/- x3)
	Clerkage @ 10%	Rs. 15,000/-
	Miscellaneous Expenses	Rs. 15,000/-
	Total:	Rs.1,80,000/-

10. The Vice-Chairman and Managing Director, A.P.Backward Classes Cooperative Finance Corporation Ltd., Hyderabad in his letter dated 26.4.2010 has stated that an amount of Rs.2,54,813/- was incurred for traveling of Senior Advocates from Hyderabad to Delhi and back for their official visit on the Muslim Reservation issue and the amount has also been paid from the

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Corporation funds. He has requested the Govt. to reimburse the following amounts to the A.P. B.C Cooperative Finance Corporation:

Sl. No.	Mode of Journey	Date of Journey	Amount (Rs.)
1	Ticket from Delhi/ Hyd of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P.Hyd.	22-2-2010	26,386-00
2.	Ticket from Hyd. to Delhi of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	19-2-2010	26,561-00
3.	Ticket from Hyd. to Delhi of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	10.3.2010	5775-00
4.	Ticket from Delhi/ Hyd of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	11.3.2010	26,386-00
5.	Ticket from Hyd. to Delhi of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd..	19-3-2010	26,561-00
6.	Ticket from Hyd. to Delhi of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	23.2.2010	5,775-00
7.	Ticket from Delhi/ Hyd of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	24.2.2010	26,386-00
8.	Ticket from Hyd. to Delhi/Hyd. of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	26.2.2010	33,611-00
9.	Ticket from Delhi/ Hyd of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	23.3.2010	26,386-00
10.	Ticket from Hyd. to Delhi of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	24.3.2010	26,561-00
11.	Ticket from Delhi/ Hyd of Sri A.Satyaprasad, Addl. Advocate General, HC of A.P. Hyd.	25.3.2010	24,425-00
		Total:	2,54,813-00

11. Now, Government hereby sanction an amount of Rs.26,13,403/- (Rupees Twenty six lakhs thirteen thousand four hundred and three only) to the Senior Counsels and Vice-Chairman and Managing Director, A.P. Backward Classes Cooperative Finance Corporation Ltd., Hyderabad as indicated against their names:

Name of the Advocate	Amount claimed
Sri. A.Subba Rao	Rs.4,81,590/-
Sri K.Parasaran	Rs.9,90,000/-
Sri G.E.Vahanvathi	Rs.6,82,000/-
Sri Mihir Chaterjee	Rs. 25,000/-
(Mrs) D.Bharathi Reddy,AOR	Rs.1,80,000/-
The VC&MD, APBCCFC Ltd.,	Rs.2,54,813/-
Grand Total:	Rs.26,13,403/-

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12. The expenditure sanctioned in paragraph (11) above shall be met from the following Head of Account:

"2251 -090- Secretariat Social Services
SH(17) Backward Classes Welfare Department
280/281 – Pleaders Fee"

13. The Drawing and Disbursing Officer, (Assistant Secretary to Government, Backward Classes Welfare Department) shall draw and disburse the above said amounts to Sri A.Subba Rao, Sri K.Parasaran, Sri G.E.Vahanvati, Sri Mihir Chaterjee and Mrs. D.Bharathi Reddy, Advocate-on-Record and the Vice-Chairman and Managing Director, A.P.Backward Classes Cooperative Finance Corporation Limited by way of Account Payee cheque, duly obtaining the advance stamped receipt from them.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**HIRALAL SAMARIYA,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Backward Classes Welfare (OP) Department,
(Five copies for disbursement duly obtaining the advanced stamped receipt)(WE)
The Director, Backward Classes Welfare, Hyderabad.
The Member Secretary, A.P.Commission for B.Cs. Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Deputy Pay and Accounts Officer, Secretariat Branch, Hyderabad
The Director of Treasuries and Accounts, AP, Hyderabad
The Finance (BG.IV)/(Exp.SW)/(REINS) Department.
Sri A.Subba Rao, Advocate, SC of India, New Delhi.
Sri K.Parasaran, Senior Advocate, SC of India, New Delhi.
Sri G.E.Vahanvati, Attorney General for India, New Delhi.
Sri Mrs. D.Bharathi Reddy, Advocate-on-Record, New Delhi.
Sri Mihir Chaterjee, Advocate, Supreme Court of India, New Delhi.
The Vice-Chairman and Managing Director,
A.P.Backward Classes Cooperative Finance Corporation Limited.

Copy to:

The Backward Classes Welfare(C1) Department,
for taking necessary action at an appropriate time for furnishing supplementary proposals to Finance Department.
The PS to Prl. Secretary to Government, B.C.Welfare Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER.

